

# 2008 Annual Report

## Third Judicial District Court of Iowa



The Iowa Judicial Branch dedicates itself to providing independent and accessible forums for the fair and prompt resolution of disputes, administering justice under law equally to all persons.

# THE DISTRICT COURT OF IOWA

THIRD JUDICIAL DISTRICT



## DUANE E. HOFFMEYER

CHIEF JUDGE

duane.hoffmeyer@jb.state.ia.us

## STEPHANIE J. EARLY

COURT REPORTER

WOODBURY COUNTY  
COURTHOUSE  
ROOM 210  
620 DOUGLAS STREET  
SIOUX CITY, IA 51101  
PHONE 712.279.6494  
FAX 712.279.6631

The following statistics and tables for calendar year 2008 represent the hard work of the dedicated judges and employees of the 16 counties of northwest Iowa comprising the Third Judicial District.

In 2008 we continued to prioritize early intervention into families experiencing problems or youth coming into the child welfare or delinquency portion of the Judicial Branch. The Iowa Supreme Court's Juvenile Justice Initiative has given priority to all juvenile court matters. It is the hope and belief early intervention will result in savings as we avoid these youth graduating into adult court. We have implemented the one-judge/one-family practice throughout the district to better monitor and keep track of our youth and their families. We have continued to look at juvenile detention alternatives. We want to ensure we are keeping the right youth in detention and otherwise trying to get them back into the community with services to avoid school absences or falling behind their peers. Child safety, permanency and well-being still are our primary goals.

We have increased the number of Drug Courts in our district. This expansion has yielded valuable success as the individuals who enter our Drug Court programs and graduate are less likely to be seen later in our court system.

Moving ahead technologically, in the fall of 2009, Plymouth County will become the first pilot county for the Iowa Supreme Court's Electronic Document Management System (EDMS). We look forward to the advances and efficiency to the court, public, and the local attorneys. Once implemented, it should allow us scheduling options not otherwise available and bring about valuable cost-saving measures.

The end of 2008 brought about unexpected financial hurdles. The State of Iowa, specifically the Judicial Branch, was asked to cut \$3.8 million from the FY09 operating budget. We took action to restrict the travel of judges, and court employees were furloughed. These were drastic measures that did have an impact upon the public and those who needed our services. These trying times create an uncertain future, and I appreciate the hard work and can-do attitude exhibited by our employees.

Our mission statement emphasizes our goal of providing independent and accessible forums for the fair and prompt resolution of disputes, administering justice under law equally to all persons. Just as it is essential our nation adapt to the challenges it faces, it is essential the Judicial Branch and the Third Judicial District adapt our policies and procedures to benefit the court and the public.

If you have any questions or comments regarding the attached information, I or any of the employees of the Third Judicial District would be available to answer your questions.

Sincerely,

Duane E. Hoffmeyer

## THIRD JUDICIAL DISTRICT COURT OF IOWA COURT ANNUAL REPORT OVERVIEW – 2008

The Third Judicial District encompasses 16 counties of northwest Iowa. During 2008, the Third Judicial District handled 118,021 –up 1.0% from 2007 and down 2.2% from 1991—the first year consistent data can be compared. Simple misdemeanors comprise the majority of filings at 71% with small claims following at 12%. The number of dispositions roughly matches the filings made each year. Woodbury County accounts for 33% of all district filings with Buena Vista and Sioux counties each at 8% and Clay County at 7% of total district filings. A few areas showed an increase in filings from 2007 to 2008, including civil filings (7%), adult commitments (5.8%), small claims (5%), felonies (0.4%), juvenile delinquencies (7%), Children in Need of Assistance (2.6%), juvenile commitments (69.5%) and civil infractions (11.1%). (Note, almost all civil infractions are filed in four counties: Buena Vista, O'Brien, Crawford and Woodbury.) The largest decrease in filings occurred with simple misdemeanors which showed a 13.1% decrease over the last year.

Of the 2,140 civil and domestic cases set for trial during 2008, 20% were tried, 45% settled prior to trial, 31% were continued and 4% were not reached for trial due to the number of cases ready to go to trial at any particular time. During 2008 we had a 73% response rate to the juror summons/questionnaire mailings by the clerks. The number of jury trials remains constant at 64 total jury trials, with 21 civil and 43 criminal cases disposed of by jury trial.

Clerks collected \$53,241,324.81 during 2008 – up 21% from 2007. The increase is totally attributable to the increase in collections on criminal cases. There was also a 27% increase in juvenile restitution collected by the clerks.

The Third Judicial District collaborates with many community partners to improve the outcomes for litigants, including drug courts, diversion programs and advocacy programs. All judges presiding in juvenile court lead collaboration teams to improve the outcomes for youth in child abuse and neglect cases.

During 2008, the judges, court reporters, clerks, other court staff and attorneys cooperated to utilize the E-order feature of our Iowa Court Information System (ICIS). A total of 47,513 orders and notices were e-mailed to attorneys—resulting in an estimated \$20,000 plus in savings from decreased postage, paper, envelopes, copier use etc.

Court employees and judges traveled 457,205 miles during 2008, with juvenile court officers accounting for 48% of all miles traveled, judges 27%, court reporters 22% and clerk staff 3%. Of the total miles traveled, 113,602 (25%) were in state cars.

Standardized Clerk of Court case processing procedures were implemented January 1, 2001. This has increased the reliability of filing data reported in this report. The court adopted a uniform standard for counting juvenile cases in 2001 and required all clerks to count individual children as a case instead of a practice of counting families as had been used in many counties. Caution needs to be exercised when comparing caseload data from previous years. Disposition data that compares to information prior to 2001 is not 100% reliable as cases initiated prior to this time did not necessarily conform to the standardized procedures.

The 16 counties of the Third Judicial District are represented by a two-letter identification throughout this report (county number also included):

Buena Vista	- BV (11)	Lyon	- LY (60)
Cherokee	- CH (18)	Monona	- MO (67)
Clay	- CL (21)	O'Brien	- OB (71)
Crawford	- CR (24)	Osceola	- OS (72)
Dickinson	- DK (30)	Palo Alto	- PA (74)
Emmet	- EM (32)	Plymouth	- PL (75)
Ida	- ID (47)	Sioux	- SX (84)
Kossuth	- KS (55)	Woodbury	- WD (97)

# Third Judicial District Court of Iowa

## Annual Report 2008

### **Index of Tables and Reports**

- I. Overview by Chief Judge and District Court Administrator
- II. Caseload – 2008
  - Table 1. Overall Caseload Review
  - Table 2. Criminal Filings
  - Table 3. Civil Filings
  - Table 4. Domestic Relations Filings
  - Table 5. Juvenile Filings
  - Table 6. Probate/Estate Adult Commitments
  - Table 7. Small Claims/Infractions/Other Filings
  - Table 8. Civil Trial Session Report/Pro Se Trials
  - Table 9. Clerk of Court Caseload Activities
  - Table 10. Felony and Juvenile hearings – Woodbury County
  - Table 11. Juror Usage
  - Table 12. Jury Trials by County
- III. Program Information
  - Table 13. Clerk Receipts
  - Table 14. Juvenile Restitution Collected
  - Table 15. Children Cope with Divorce
  - Table 16. Juvenile Court Services
  - Table 17. Woodbury County Juror Accountability Project
  - Table 18. Program Summary
- IV. Administrative Services Reports
  - Table 19. Personnel Allocation/Changes
  - Table 20. Miles Traveled
  - Table 21. Judicial Allocation/Population

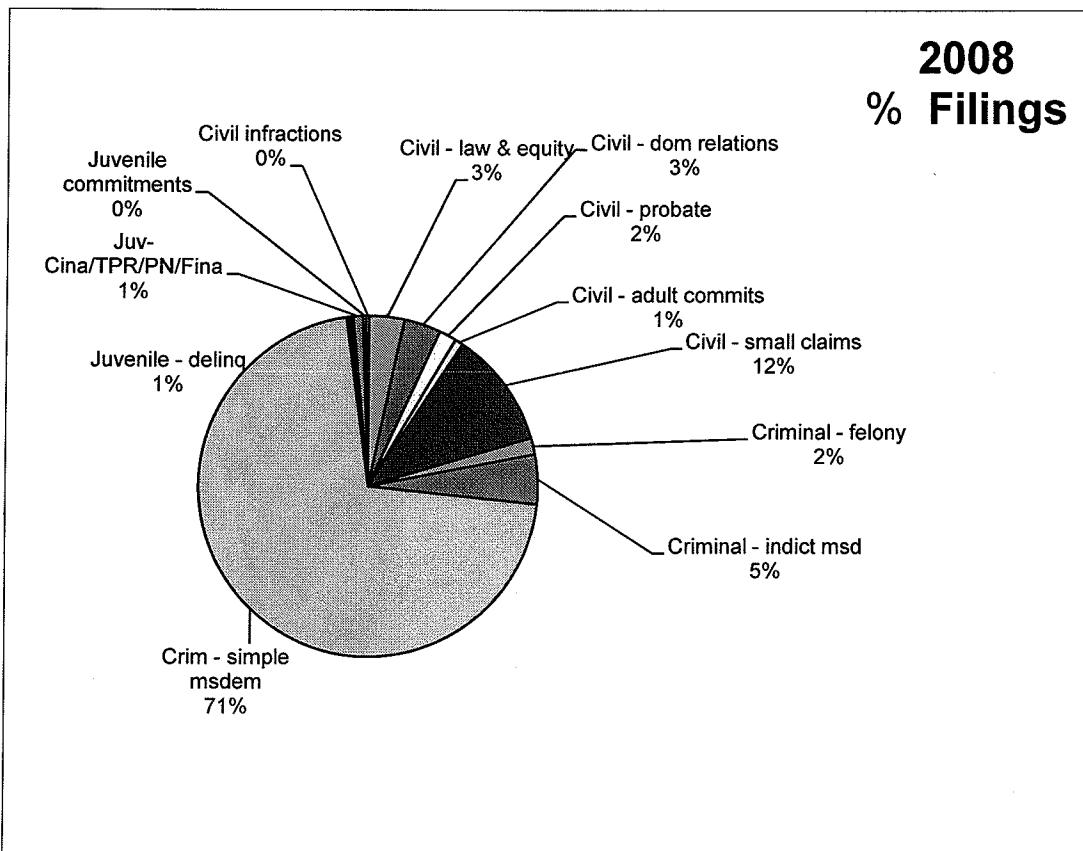
This report was prepared with the assistance of many court employees and program collaborators, including: Pam Calhoun, Phyllis Woll, Debbie Schmith, Eleanor Dicks, Peggy Frericks, Staci Maxfield, Margaret McPherson, Patti Robinson, Leanna Bottger, Gary Niles, Shelly Martfeld, Patti Robinson, Gina Jelken and the Clerks of Court.

Table 1 (p. 1 of 3)

## Caseload Review - 2008

(Compiled from clerks statistical ICIS data)

	2008 Filed/ reopened	% of Total		2007 Filed/ Reopened	% of Total
Civil - law & equity	3978	4%	Civil Law & Equity	3717	3.16%
Civil - dom relations	4138	4%	Domestic Relations	4172	3.54%
Civil - probate	1964	2%	Probate	2035	1.73%
Civil - adult commits	914	1%	Adult Commitments	864	0.73%
Civil - small claims	13093	12%	Small Claims	12487	10.61%
Criminal - felony	1815	2%	Felony	1807	1.53%
Criminal - indict msd	5562	5%	Indictable Criminal Misd.	5557	4.72%
Crim - simple msdem	84007	71%	Simple Misd	84785	72.02%
Juvenile - delinq	734	1%	Juv Delinquency	686	0.58%
Juv-Cina/TPR/PN/Fina	1089	1%	CINA/Term/PatNot/FINA	1061	0.90%
Juvenile commitments	339	0%	Juv Commitments	200	0.17%
Civil infractions	388	0%	Civil Infractions	349	0.30%
TOTAL Filings-2008	118021	100%	Total Filings-2007	117720	100.00%



From 2003 to 2004 filings decreased by 3,706 cases or 3% overall.

From 2004 to 2005 filings decreased by 4,984 cases or 4% overall.

From 2005 to 2006 filings decreased by 5,332 cases or 4.6% overall.

From 2006 to 2007 filings decreased by 3,776 cases or 3.2 % overall.

From 2007 to 2008 filings increased by 301 cases or 1.0% overall.

**Table 1 (page 2 of 3)**

**Total Caseload Activity Report --- District 3 -- End of December 2008**

	# Begin Pending	Activity during month		Activity year-to-date		# End Pending	# Change in pending	# of Contempts filed*
	Jan. 1	Start of mo.	Filed/ Reopened	Disposed	Filed/ Reopened	Disposed	During mo.	YTD
Civil - law & equity	2,154	2,086	315	321	<b>3988</b>	4,051	2,080	(6)
Civil - dom relations	1,855	1,852	319	339	<b>4138</b>	4,163	1,832	(20)
Civil - probate	5,749	5,486	169	261	<b>1964</b>	2,320	5,394	(92)
Civil - adult commits	892	818	73	87	<b>914</b>	1,046	804	(14)
Civil - small claims	1,939	2,042	1,001	1,195	<b>13093</b>	13,179	1,848	(194)
Criminal - felony**	1,734	1,730	152	155	<b>1815</b>	1,821	1,727	(3)
Criminal - indict msd**	4,351	4,389	446	416	<b>5562</b>	5,494	4,419	30
Crim - simple msdem**	11,368	11,284	6,222	6,436	<b>84007</b>	75,234	11,070	(214)
Juvenile - delinq***	199	494	49	13	<b>734</b>	141	394	(100)
Juv-Cina/TPR/PN/FinA	409	808	110	20	<b>1089</b>	161	621	(187)
Juvenile commitments	47	60	26	18	<b>339</b>	220	57	(3)
Civil infractions	61	66	30	27	<b>388</b>	380	69	3
<b>TOTAL</b>	<b>30,758</b>	<b>31,115</b>	<b>8,912</b>	<b>9,288</b>	<b>118021</b>	<b>108,210</b>	<b>30,315</b>	<b>800</b>
							<b>(443)</b>	<b>230</b>
								<b>2,413</b>

\* "# of Contempts Filed" indicates the number of contemptis docketed. If a contempt filing "reopens" a case it is also reported in the "Filed/Reopened" column under the original case type.

\*\* A criminal "case" includes all counts/charges against a single defendant arising from a single event, transaction, or series of related/ongoing actions. A criminal (or infraction) case is statistically "disposed" upon adjudication (official determination of dismissal, guilty or innocence) – not upon sentencing.

\*\*\* Juvenile delinquency case = a single youth, including all counts in a petition as amended up to the time of adjudication. A juvenile delinquency case is "disposed" upon dismissal at or before adjudication and upon entry of a disposition (determination of program plan for the youth). Juvenile "disposition": 1) dismissal, 2) transfer to adult court, 3) denial of petition after trial, 4) decision on termination of parental rights, 5) decision on parental notification, 6) entry of a consent decree or continuance under sect. 232.42, or 7) determination of the appropriate program or treatment for the juvenile for youth determined to be responsible for a delinquent act or in need of assistance or treatment.

\*\*\*\* Includes all non-delinquency, non-commitment juvenile cases. Juvenile CINA/FINA case: a single child = 1 case; termination of parental rights (TPR): each child = 1 case.

## Overall Filings-Third Judicial District - 2008

Table 1 (p. 3 of 3)

	Law & equity	Dom Rel's	Probate	Adult Commit	Sm Claims	Felony	Indict Misd	Simp Misd	Juv Del	Cina/TPRPN /Fina	Juv Commit	Civil Inf	Total	% of District
Buena Vista	210	184	100	47	655	202	419	7,183	60	68	31	79	9,238	8%
Cherokee	124	150	123	35	597	48	177	3,084	23	35	21	3	4,420	4%
Clay	277	218	122	99	966	135	375	6,405	53	67	31	1	8,749	7%
Crawford	174	218	106	30	671	127	252	4,321	18	35	13	60	6,025	5%
Dickinson	272	210	132	68	800	118	449	6,116	21	57	21	3	8,267	7%
Emmet	95	133	71	23	563	41	159	2,275	16	26	20	0	3,422	3%
Ida	51	73	58	8	206	19	87	1,896	4	25	13	1	2,441	2%
Kossuth	159	159	141	34	294	53	129	1,967	18	22	4	1	2,981	3%
Lyon	103	94	95	16	350	52	110	2,218	19	17	3	0	3,077	3%
Monona	140	103	76	3	322	43	142	3,582	8	32	13	5	4,469	4%
O'Brien	137	139	116	53	538	44	217	2,991	8	11	20	29	4,303	4%
Osceola	79	40	71	9	254	25	91	2,044	11	25	5	0	2,654	2%
Palo Alto	107	88	82	23	470	33	126	1,576	9	18	12	0	2,544	2%
Plymouth	272	248	160	42	710	137	302	4,849	52	78	30	0	6,880	6%
Sioux	253	202	123	30	489	136	301	7,656	36	39	7	5	9,282	8%
Woodbury	1,525	1,879	383	394	5,208	602	2,226	25,844	378	534	95	201	39,269	33%
Total	3,978	4,138	1,964	914	13,093	1,815	5,562	84,007	734	1,089	339	388	118,021	108%

Case filings increased 1.0% from 2007 to 2008.

Counties with a decrease in filings: Emmet, Ida, Kossuth, Lyon, Monona, O'Brien, Osceola, Palo Alto and Plymouth

Table 2  
Page 1 of 2

**CRIMINAL FILINGS - 2008**  
**JUDICIAL SUB-DISTRICT 3A**

CRIMINAL FILINGS - 2008 JUDICIAL SUB-DISTRICT 3A											3A Sub-Dist.	% of Sub-Dist.
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	Total	3A
<b>FELONIES</b>												
Sex Assault	17	2	1	3	5	3	4	1	1	1	38	0.10%
Dom Abuse Assault	1	0	7	4	2	1	0	1	0	0	16	0.04%
Other Violent	29	7	8	22	6	7	4	2	3	5	93	0.24%
Property (B & T)	4	2	4	5	1	1	3	1	0	1	22	0.06%
Drugs	52	13	45	22	2	3	9	6	8	6	166	0.43%
OWI 3rd +	8	1	9	20	2	3	2	9	2	3	59	0.15%
Other Non-Violent	91	23	61	42	23	35	30	24	11	17	357	0.92%
<b>Total Felonies</b>	<b>202</b>	<b>48</b>	<b>135</b>	<b>118</b>	<b>41</b>	<b>53</b>	<b>52</b>	<b>44</b>	<b>25</b>	<b>33</b>	<b>751</b>	<b>1.93%</b>
<b>INDICT. MISD.</b>												
Dom Abuse Assault	18	10	15	22	16	18	9	8	0	11	127	0.33%
Other Violent	57	25	7	41	10	16	10	11	1	13	191	0.49%
Property	20	9	13	36	7	30	18	1	2	7	143	0.37%
Drugs	78	19	63	61	13	9	21	41	29	24	358	0.92%
OWI 2nd	26	10	38	58	11	5	8	14	10	9	189	0.49%
OWI 1st	117	38	129	154	46	32	25	74	36	40	691	1.78%
Driving w/Lic												
Revoked/Barred	44	14	62	44	12	7	3	28	6	6	226	0.58%
Other Non-Violent												
Ind. Misd.	59	52	48	33	44	12	16	40	7	16	327	0.84%
<b>Total Indict. Misd.</b>	<b>419</b>	<b>177</b>	<b>375</b>	<b>449</b>	<b>159</b>	<b>129</b>	<b>110</b>	<b>217</b>	<b>91</b>	<b>126</b>	<b>2252</b>	<b>5.79%</b>
<b>SIMPLE MISD.</b>												
Dom Abuse Assault	93	6	32	52	6	3	6	18	9	3	228	0.59%
State Traffic - 321	5246	2004	4010	3783	1122	1188	1934	2146	1847	1258	24538	63.14%
Other State	1243	352	313	892	354	340	95	396	166	200	4351	11.20%
Ordinance	601	722	2050	1389	793	436	183	431	22	115	6742	17.35%
<b>Total Simp Misd.</b>	<b>7183</b>	<b>3084</b>	<b>6405</b>	<b>6116</b>	<b>2275</b>	<b>1967</b>	<b>2218</b>	<b>2991</b>	<b>2044</b>	<b>1576</b>	<b>35859</b>	<b>92.27%</b>
Total Criminal	7804	3309	6915	6683	2475	2149	2380	3252	2160	1735	38862	100.00%
% of 3A	20%	9%	18%	17%	6%	6%	6%	8%	6%	4%	100%	
% of District	9%	4%	8%	7%	3%	2%	3%	4%	2%	2%	43%	
											<b>OWI Filings</b>	<b>1993</b>
												<b>624</b>
Total criminal filings in 3A decreased 0.5% from 2007 to 2008.											<b>2002</b>	<b>2903</b>
SOURCE OF DATA:	Iowa Court Information System Caseload Statistical Reports										<b>2003</b>	<b>2670</b>
The law lowering the blood alcohol (BAC) content to .08 went into effect July 1, 2003.											<b>2004</b>	<b>2668</b>
											<b>2005</b>	<b>2660</b>
Commencing July 1, 2006, the Judicial Branch no longer counted contempts/prob rev											<b>2006</b>	<b>2466</b>
contempt as re-opened (filed) cases. In 2007 there were a total											<b>2007</b>	<b>2223</b>
of 2,205 contempts and 1,176 probation revocations filed in D3.											<b>2008</b>	<b>2476</b>

Table 2  
Page 2 of 2

**CRIMINAL FILINGS - 2008**

Table 3  
Page 1 of 2

CIVIL FILINGS - 2008 JUDICIAL SUB-DISTRICT 3A													
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	Total	% of Sub-Dist.	% of Sub-Dist.
LAW: TORT CLMS												3A	3A
PI - Malpractice	0	1	0	0	2	0	0	0	1	0	4	0.26%	
PI - Motor Veh	20	7	15	19	2	9	3	4	2	2	83	5.31%	
PI - Premises	1	1	2	4	0	2	0	0	0	1	11	0.70%	
PI - Prod Liab/Toxic	2	0	1	0	0	2	0	0	0	0	5	0.32%	
PI - Other Negl/Intent	2	5	1	4	2	2	2	1	0	2	21	1.34%	
Prof. Malp(No PI)	0	0	1	1	0	0	0	0	0	0	2	0.13%	
Prop/Fin Dam (No PI)	4	1	3	4	2	2	1	1	1	1	20	1.28%	
<b>LAW: CONT/COMMS</b>													
Cont-Debt Coll	65	43	90	71	36	39	41	51	33	38	507	32.44%	
Fraud/Misrepent	0	0	0	2	0	0	0	0	1	0	3	0.19%	
Employ Claim	1	1	2	8	1	0	0	5	0	0	18	1.15%	
Other Cont/Commrs	8	2	10	5	5	4	2	4	1	4	45	2.88%	
<b>EQUITY</b>													
Mortgage Foreclose	37	27	42	51	23	39	32	18	12	24	305	19.51%	
Other Real Property	3	0	0	6	2	1	2	5	2	1	22	1.41%	
Other Equity	19	10	19	20	6	13	8	10	5	10	120	7.68%	
<b>OTHER CIVIL</b>													
Admin Appeals to													
Dist. Ct	20	11	13	16	2	11	1	10	4	1	89	5.69%	
Dist. Warr	0	0	0	1	0	0	0	0	0	0	1	0.06%	
Foreign Judgments	4	0	4	3	1	1	1	1	0	0	15	0.96%	
Liens	17	12	47	38	5	31	4	25	9	17	205	13.12%	
Post Conv. Relief	1	1	0	4	1	2	1	0	0	0	10	0.64%	
Other Actions	6	2	27	15	5	1	5	2	8	6	77	4.93%	
<b>Total Reg Civil</b>	<b>210</b>	<b>124</b>	<b>277</b>	<b>272</b>	<b>95</b>	<b>159</b>	<b>103</b>	<b>137</b>	<b>79</b>	<b>107</b>	<b>1563</b>	<b>100.00%</b>	
% of 3A	13%	8%	18%	17%	6%	10%	7%	9%	5%	7%	100%		
% of District	5%	3%	7%	7%	2%	4%	3%	3%	2%	3%	39%		

Civil filings increased 2.1% from 2007 to 2008.

SOURCE OF DATA: Iowa Court Information System Caseload Statistical Reports

Table 3  
Page 2 of 2

CIVIL FILINGS - 2008  
JUDICIAL SUB-DISTRICT 3B

Table 4  
Page 1 of 2

	DOMESTIC RELATIONS FILINGS - 2008 JUDICIAL SUB-DISTRICT 3A										3A	% of Sub-Dist.
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	Total	Sub-Dist.
Diss w/child(ren)	32	37	39	57	46	39	30	42	8	24	354	25.02%
Diss w/no child	29	16	30	33	15	35	14	19	8	8	207	14.63%
Mod w/child(ren)	2	4	4	12	1	0	1	1	0	0	25	1.77%
Mod w/no child	0	0	0	1	0	0	0	0	0	0	1	0.07%
Dom Abuse (236)	24	13	34	27	11	22	10	28	6	9	184	13.00%
Foster Care (234)	1	0	0	0	0	0	0	0	0	0	1	0.07%
252A Support	5	5	1	3	1	8	5	2	0	1	31	2.19%
For. Supp. (252A.18)	3	1	3	2	0	5	0	2	0	0	16	1.13%
Cost Recov (252B.11)	0	0	0	0	0	1	0	0	0	0	1	0.07%
Admin. Order (252C)	20	24	35	23	18	21	4	11	3	17	176	12.44%
Income Withhold(252D)	13	6	0	0	5	0	1	1	3	2	31	2.19%
Med Supp (252E)	0	1	0	0	0	0	1	1	0	1	4	0.28%
Paternity (252F/600B)	30	29	32	29	25	19	12	17	6	18	217	15.34%
UFSA (252K)	0	2	13	12	6	1	2	3	4	2	45	3.18%
Out/State Cust(598B)	0	0	0	0	1	0	0	0	0	0	1	0.07%
Adoption (600)	14	8	11	7	1	3	6	6	1	6	63	4.45%
Other Dom. Relations	11	4	16	4	3	5	8	6	1	0	58	4.10%
<b>TOTAL</b>	<b>184</b>	<b>150</b>	<b>218</b>	<b>210</b>	<b>133</b>	<b>159</b>	<b>94</b>	<b>139</b>	<b>40</b>	<b>88</b>	<b>1415</b>	<b>100.00%</b>
% of 3A	13%	11%	15%	15%	9%	11%	7%	10%	3%	6%	100%	
% of District	4%	4%	5%	5%	3%	4%	2%	3%	1%	2%	34%	
SOURCE OF DATA: Iowa Court Information System Caseload Statistical Reports										Filings	2001	4761
											2002	5934
Filings decreased 3.1% in 3A from 2007 to 2008.											2003	5480
											2004	5032
											2005	4773
Overall filings decreased 0.8% from 2007 to 2008.											2006	4309
											2007	4172
											2008	4138

Table 4  
Page 2 of 2

**DOMESTIC RELATIONS FILINGS - 2008  
JUDICIAL SUB-DISTRICT 3B**

Table 5  
Page 1 of 2

**JUVENILE FILINGS - 2008  
JUDICIAL SUB-DISTRICT 3A**



Table 6  
Page 1 of 2

**PROBATE & ESTATE FILINGS - 2008**  
**JUDICIAL SUB-DISTRICT 3A**

												3A	% of Sub-Dist.	% of Sub-Dist.
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	Total		3A	
PROBATE/ESTATE														
Trusteeship	4	6	6	10	8	7	11	10	4	1	67	6.36%		
Guardianship	7	2	7	5	6	4	2	9	0	2	44	4.18%		
Conservatorship	1	11	3	4	3	1	1	1	4	1	30	2.85%		
Guard & Conserv	7	8	7	1	3	6	4	4	1	4	45	4.27%		
Estate - Full	65	78	87	68	40	105	45	70	43	53	654	62.11%		
Estate w/out Admin	3	3	0	1	3	5	1	0	0	3	19	1.80%		
Estate - Small	0	5	2	6	1	1	3	0	1	0	19	1.80%		
Estate - Other	13	10	10	37	7	12	28	22	18	18	175	16.62%		
<b>Total Prob/Estate</b>	<b>100</b>	<b>123</b>	<b>122</b>	<b>132</b>	<b>71</b>	<b>141</b>	<b>95</b>	<b>116</b>	<b>71</b>	<b>82</b>	<b>1053</b>	<b>100.00%</b>		
% of 3A	9%	12%	12%	13%	7%	13%	9%	11%	7%	8%		100%		
% of District	5%	6%	6%	7%	4%	7%	5%	6%	4%	4%		54%		

**ADULT COMMITMENT FILINGS - 2008**  
**JUDICIAL SUB-DISTRICT 3A**

												3A	% of Sub-Dist.	Sub-Dist. 3A
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	Total			
<b>ADULT COMMIT</b>														
Involuntary - MH	44	22	78	52	19	30	13	48	6	22	334	82.06%		
Substance Abuse	3	13	21	16	2	4	3	5	3	1	71	17.44%		
Other MH	0	0	0	0	2	0	0	0	0	0	2	0.49%		
<b>Total Commitments</b>	47	35	99	68	23	34	16	53	9	23	407	100.00%		
% of 3A	12%	9%	24%	17%	6%	8%	4%	13%	2%	6%	100%			
% of District	5%	4%	11%	7%	3%	4%	2%	6%	1%	3%	45%			

SOURCE OF DATA: Iowa Court Information System Caseload Statistical Reports

Table 6  
Page 2 of 2

PROBATE & ESTATE FILINGS - 2008 JUDICIAL SUB-DISTRICT 3B										
	CR	ID	MO	PL	SX	WD	3B Sub-Dist.	% of Sub-Dist.	District Total	% of District
<b>PROBATE/ESTATE</b>										
Trusteeship	1	3	4	6	2	17	33	3.62%	100	5.09%
Guardianship	7	2	9	3	8	40	69	7.57%	113	5.75%
Conservatorship	1	1	1	8	1	21	33	3.62%	63	3.21%
Guard & Conserv	3	3	3	8	10	13	40	4.39%	85	4.33%
Estate - Full	76	33	40	115	87	234	585	64.22%	1239	63.09%
Estate w/out Admin	3	2	10	7	3	27	52	5.71%	71	3.62%
Estate - Small	1	5	3	2	0	20	31	3.40%	50	2.55%
Estate - Other	14	9	6	11	17	11	68	7.46%	243	12.37%
<b>Total Pro/Estate</b>	<b>106</b>	<b>58</b>	<b>76</b>	<b>160</b>	<b>128</b>	<b>383</b>	<b>911</b>	<b>100.00%</b>	<b>1964</b>	<b>100.00%</b>
% of 3B	12%	6%	8%	18%	14%	42%	100%			
% of District	5%	3%	4%	8%	7%	20%	46%			
						Probate Filings	2004	2175	5% decrease 01 to 04	
							2005	2148	6% decrease 01 to 05	
SOURCE OF DATA: Iowa Court Information System Caseload							2006	2165	<1% increase 05 to 06	
							2007	2035	6% decrease 06 to 07	
							2008	1964	3.5% decrease 07 to 08	
ADULT COMMITMENT FILINGS - 2008 JUDICIAL SUB-DISTRICT 3B										
	CR	ID	MO	PL	SX	WD	3B Sub-Dist.	% of Sub-Dist.	District Total	% of District
<b>ADULT COMMIT</b>										
Involuntary - MH	20	7	3	34	27	120	211	41.62%	545	59.63%
Substance Abuse	10	1	0	8	3	68	90	17.75%	161	17.61%
Other MH	0	0	0	0	0	206	206	40.63%	208	22.76%
<b>Total Commitments</b>	<b>30</b>	<b>8</b>	<b>3</b>	<b>42</b>	<b>30</b>	<b>394</b>	<b>507</b>	<b>100.00%</b>	<b>914</b>	<b>100.00%</b>
% of 3B	6%	2%	1%	8%	6%	78%	100%			
% of District	3%	1%	0%	5%	3%	43%	55%			
						Commitments	2001	1075		
Hospitalization referees were cut during FY01 due to budget cuts to the Judicial Branch.							2002	754		
							2003	767		
							2004	767	29% decrease 01 to 04	
							2005	820	7% increase 04 to 05	
							2006	803	2% decrease 05 to 06	
							2007	864	7.6% increase 06 to 07	
							2008	914	5.8% increase from 07 to 08	

Table 7  
Page 1 of 2

<b>SMALL CLAIMS FILINGS - 2008 JUDICIAL SUB-DISTRICT 3A</b>												
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	3A Sub-Dist.	% of Sub-Dist.
<b>SMALL CLAIMS</b>											<b>Total</b>	<b>3A</b>
FED	34	11	46	31	4	8	3	9	2	6	154	2.81%
Money Judgment	614	585	914	764	557	284	346	526	248	455	5293	96.46%
Other Small Claims	7	1	6	5	2	2	1	3	4	9	40	0.73%
<b>Total Small Claims</b>	<b>655</b>	<b>597</b>	<b>966</b>	<b>800</b>	<b>563</b>	<b>294</b>	<b>350</b>	<b>538</b>	<b>254</b>	<b>470</b>	<b>5487</b>	<b>100.00%</b>
% of 3A	12%	11%	18%	15%	10%	5%	6%	10%	5%	9%	100%	
% of District	5%	5%	7%	6%	4%	2%	3%	4%	2%	4%	42%	

NOTE: Small Claim Jurisdiction increased from \$4,000 to \$5,000 on July 1, 2002.  
 3A filings in 2005 totaled 4,297. There was a 5.5% increase from 2005 to 2006 and 10.1% from 2006 to 2007. From 2007 to 2008 small claim filings in 3A increased 9.9%.

<b>INFRACTION FILINGS - 2008 JUDICIAL SUB-DISTRICT 3A</b>												
	BV	CH	CL	DK	EM	KS	LY	OB	OS	PA	3A Sub-Dist.	% of Sub-Dist.
<b>INFRACTIONS</b>	<b>79</b>	<b>3</b>	<b>1</b>	<b>3</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>116</b>	<b>100%</b>
(CITY TICKETS)												
% of 3A	68%	3%	1%	3%	0%	1%	0%	25%	0%	0%	100%	
% of District	20%	1%	0%	1%	0%	0%	0%	7%	0%	0%	30%	

3A filings in 2005 totaled 91. There was a 25% decrease from 2005 to 2006 and 8.8% from 2006 to 2007.  
 3A filings increased 56.8% (74 to 116 tickets) from 2007 to 2008.

Source: Iowa Court Information System

SOURCE OF DATA: Iowa Court Information System Caseload Statistical Reports

Table 7  
Page 2 of 2

**SMALL CLAIMS FILINGS - 2008  
JUDICIAL SUB-DISTRICT 3B**

							3B	% of Sub-Dist.	District	% of
	CR	ID	MO	PL	SX	WD	Total	3B	Total	District
SMALL CLAIMS										
FED	11	3	9	11	8	858	900	11.90%	1054	8.44%
Money Judgment	654	197	309	689	480	4279	6608	87.36%	11901	95.31%
Other Sm. Claims	6	6	4	10	1	71	98	1.30%	138	1.11%
<b>Total Small Claims</b>	<b>660</b>	<b>203</b>	<b>313</b>	<b>699</b>	<b>481</b>	<b>5208</b>	<b>7564</b>	<b>100.00%</b>	<b>13093</b>	<b>104.85%</b>
% of 3B	9%	3%	4%	9%	6%	69%	100%			
% of District	9%	3%	4%	9%	6%	70%	102%			

**Small Claim Filings:** In 3B filings increased 4.0% from 2006 to 2007 and 1.9% from 2007 to 2008.

Overall as a district: 2001 = 10 631

2005 - 11.196 A 5% increase from 2001 to 2005 and 3.4% from 2005 to 2006.

2007 - 11,586 A 7% increase from 2006 to 2007. A district increase of 4.95% 07 to 08.

## **INFRACTION FILINGS - 2008 JUDICIAL SUB-DISTRICT 3B**

							3B Sub-Dist.	% of Sub-Dist.	District	% of
	CR	ID	MO	PL	SX	WD	Total	3B	Total	District
<b>INFRACTIONS</b>	60	1	5	0	5	201	272	100%	388	100%
<b>(CITY TICKETS)</b>										
% of 3B	22%	0%	2%	0%	2%	74%	100%			
% of District	15%	0%	1%	0%	1%	52%	70%			

3B infraction filings decreased 24% from 2005 to 2006, increased 51% from 2006 to 2007

and decreased 1.1% from 2007 to 2008.

SOURCE OF DATA: Iowa Court Information System Caseload Statistical Reports

**CIVIL TRIAL ANNUAL REPORT FOR 2008 TRIAL SESSIONS  
(Civil Cases Scheduled for Trial with a District Court Judge)**

**Table 8**

Table 9

**CCLERKS' ACTIVITIES & EVENTS: ALL CASE CATEGORIES --- District 3 -- End of December 2008**

ACTIVITIES: PAST MONTH										ACTIVITIES: YEAR-TO-DATE					
	Protect. orders filed	Other orders filed	Transcripts prepared	Appeals	Writs & Executis.	Other docs filed	Total	Protect. orders filed	Other orders filed	Transcripts prepared	Appeals	Writs & Executis.	Other docs filed	Total	
Civil - law & equity	0	736	1	3	212	3,496	<b>4,448</b>	1	8,396	15	65	2,032	43,878	<b>54,387</b>	
Civil - dom relations	52	1,764	0	1	4	3,942	<b>5,763</b>	693	21,500	6	19	68	45,952	<b>68,238</b>	
Civil - small claims	0	1,805	1	4	633	8,169	<b>10,612</b>	0	19,773	10	56	7,418	98,691	<b>125,948</b>	
Criminal - felony	22	1,947	2	4	1	3,356	<b>5,332</b>	247	24,105	27	35	11	39,440	<b>63,865</b>	
Criminal - indict msd	24	3,253	1	0	0	5,984	<b>9,262</b>	403	41,516	7	10	2	70,621	<b>112,559</b>	
Crim - simple msd	57	3,968	0	3	0	20,790	<b>24,818</b>	700	47,542	0	18	2	235,827	<b>284,089</b>	
Juv: delinquency	2	405	0	0	0	339	<b>746</b>	7	5,306	1	0	0	4,764	<b>10,078</b>	
Juv: Cin/TP/PNFin	1	1,118	0	0	0	1,649	<b>2,768</b>	22	11,760	8	41	0	16,470	<b>28,301</b>	
Juv: Commitments	0	119	0	0	0	114	<b>233</b>	0	1,412	0	0	0	1,424	<b>2,836</b>	
Civ: adult committs	0	517	0	0	0	674	<b>1,191</b>	0	6,254	1	3	0	8,380	<b>14,638</b>	
Infractions	0	44	0	0	0	54	<b>98</b>	0	520	0	1	0	945	<b>1,466</b>	
<b>Total</b>	<b>158</b>	<b>15,676</b>	<b>5</b>	<b>15</b>	<b>850</b>	<b>48,567</b>	<b>65,271</b>	<b>2,073</b>	<b>188,044</b>	<b>75</b>	<b>248</b>	<b>9,533</b>	<b>566,392</b>	<b>766,405</b>	
Latters of appointment															
Civ - Probate/Est	139	904	10	0	164	4,054	<b>5,271</b>	1,626	10,042	100	4	1,649	42,605	<b>56,026</b>	

**Woodbury County felony hearings 2008**

Table 10

	HEARD	CONTINUED	FTA	Total
PLEAS & SENTENCINGS	362 (72%)	129 (26%)	7 (1%)	498 (100%)
HEARINGS	231 (52%)	194 (44%)	17 (4%)	442 (100%)

NUMBER OF JURY TRIALS - 13

**Juvenile Hearing Report**

2008	TOTAL UNCONTESTED HEARINGS	*TOTAL CONTESTED HEARINGS
JANUARY (21 Days)	164	6
FEBRUARY (21 Days)	231	16
MARCH (21 Days)	198	13
APRIL (22 Days)	216	15
MAY (21 Days)	240	12
JUNE (18 Days)	194	1
JULY (22 Days)	196	3
AUGUST (21 Days)	225	6
SEPTEMBER (21 Days)	200	12
OCTOBER (23 Days)	216	13
NOVEMBER (17 Days)	216	3
DECEMBER (22 Days)	236	4

*Contested for scheduling purposes means the case took more time than was allotted – 30 minutes or one hour are allotted for hearings/trials unless Court reschedules for more time at a PTC.*

## JUROR USAGE – 2008

Table 13

COUNTY	No. of Questionnaires Mailed	No. of Questionnaires Returned/Completed	No. Reporting To Court	No. To Hear A Case	Total # Jury Trials Initiated
Buena Vista	800	298	159	20	3
Cherokee	400	391	41	8	1
Clay	675	490	180	43	4
Crawford	830	484	191	57	6
Dickinson	1055	973	368	51	7
Emmet	710	295	100	20	2
Ida	800	508	0	0	0
Kossuth	877	653	141	32	3
Lyon	500	405	183	40	4
Monona	500	213	0	0	0
O'Brien	638	527	47	9	1
Osceola	570	319	0	0	0
Palo Alto	870	943	160	56	5
Plymouth	1615	1468	588	62	5
Sioux	925	780	179	44	4
Woodbury	12,975	9,099	1,277	252	31
<b>TOTALS - 2008</b>	<b>24813</b>	<b>17773</b>	<b>3614</b>	<b>694</b>	<b>76</b>

Note: All counties utilize a telephonic message system except Emmet and Ida.  
 Crawford and Emmet counties do not have the clerk phone number on the juror mailer.  
 Woodbury County started utilizing a One Week/One trial jury service in April, 2008.

## Cases disposed of by Jury Trial - 2008

Table 12

(Note the number of cases where a jury trial was initiated may differ from the number of times a case is disposed by jury trial due to settlements/dismissals that occur after a trial has started.)

CRIMINAL	Felonies	3A										3B				Totals	
		Buena Vista	Cherokee	Clay	Dickinson	Emmet	Kossuth	Lyon	O'Brien	Osceola	Palo Alto	Crawford	Ida	Monona	Plymouth	Sioux	Woodbury
Sex assault								1									0
Dom abuse assault		1		1							2			1	1	1	1
Other violent		0										1			1	7	8
Property (B & T)		1															1
Drugs								1									2
OWI 3+																	3
Other nonviol. felony		1									1			1			5
<b>Total Felonies</b>		<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>2</b>			<b>3</b>	<b>2</b>			<b>2</b>	<b>0</b>	<b>14</b>	<b>25</b>	<b>25</b>
Indictable Misd																	0
Dom abuse assault																	1
Other violent													2	1			3
Property													1	1			2
Drugs											1						1
OWI - 2nd								1									1
OWI - 1st							1	1									5
Drv W Lic Rev/Bar																	0
Other nonviol. Indmsd																	0
<b>Total Indict Msd</b>		<b>1</b>	<b>0</b>	<b>1</b>	<b>1</b>						<b>1</b>			<b>3</b>	<b>6</b>	<b>13</b>	<b>13</b>
Simple Misdems																	0
Div suspens.																	0
Dom abuse assault																	1
State trafic - sec 321																	0
Other state																	2
Ordinance																	0
<b>Total S. Misd.</b>		<b>1</b>	<b>0</b>														1
<b>Total Criminal</b>		<b>1</b>	<b>0</b>	<b>2</b>	<b>2</b>	<b>1</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>4</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>5</b>	<b>1</b>	<b>21</b>	<b>43</b>

Cases disposed of by Jury Trial - 2008

(Note the number of cases where a jury trial was initiated may differ from the number of times a case is disposed by jury trial due to settlements/dismissals that occur after a trial has started.)

Table 12

2008 Jury Trials by County		3A						3B											
		Buena Vista	Cherokee	Clay	Dickinson	Emmet	Kossuth	Lyon	O'Brien	Osceola	Palo Alto	Crawford	Ida	Monona	Plymouth	Sioux	Woodbury	Totals	
<b>Law: Torts</b>																			
P.I. - Med/dental malp																		1	
P.I. - Motor vehicle	2				2			1										8	
P.I. - Premises liability								1										8	
P.I. - Prod liab & toxic																		1	
P.I. - Other neg/intent.						1												3	
Profess. malp (no PI)																		0	
Prop/financ dmg (no PI)																		0	
<b>Law: Contract/Comrc.</b>																		0	
Contract - Debt Collec																		2	
Fraud/Misrep.																		2	
Employment claim																		0	
Cont/commrc: other						1												0	
<b>Equity</b>																		0	
Mortgage Foreclosure																		0	
Other Real Property																		0	
Other Equity																		0	
<b>Other Civil</b>																		0	
Admin Appeals to DCt																		0	
Distress warrants																		0	
Foreign judgments																		0	
Liens																		0	
Post conviction relief																		0	
Other actions									1									2	
<b>Total Regular Civil</b>	2	0	0	2	1	2	4	1	0	4	2	1	0	4	6	0	0	21	
<b>TOTAL CV &amp; CR Jury</b>	3	0	0	4	2	1	2	4	1	0	4	1	0	4	6	0	0	64	

Source: Iowa Court Information System-dispositions of cases by trial to jury

Table 13

Page 1 of 4

**CLERK RECEIPTS - FISCAL YEAR 2008**

	BV	CH	CL	DK	EM
Filing Fee \$100/Appeal Fees	\$ 27,203.91	\$ 16,607.28	\$ 28,476.85	\$ 28,790.00	\$ 16,281.07
Filing Fees - Small Claims \$50	\$ 31,650.00	\$ 34,000.00	\$ 44,150.00	\$ 36,530.00	\$ 25,250.00
Indict. Criminal \$30	\$ 17,642.90	\$ 9,100.43	\$ 20,125.02	\$ 27,017.70	\$ 11,364.43
Parking Viol \$9		\$ 152.00	\$ 8.00	\$ 176.00	
Filing Fees Contempt Violations		\$ 300.00	\$ 2,712.02	\$ 1,041.23	\$ 873.28
Sched. Viol \$15					
SV, Ct App Nonsch, Other Simp	\$ 224,561.50	\$ 134,568.26	\$ 268,243.25	\$ 222,696.88	\$ 82,012.11
Misc. Court Fees	\$ 55,293.25	\$ 60,339.67	\$ 78,982.05	\$ 62,505.85	\$ 52,557.98
Entry Final Decree of Marr Diss. \$50	\$ 2,540.00	\$ 1,890.00	\$ 2,334.00	\$ 2,781.57	\$ 1,430.00
Vitals,Copy Birth/Death/Marriage \$10					
Interest Earned on Investmet Funds	\$ 1,987.98	\$ 473.16	\$ 330.94	\$ 1,121.11	\$ 5,063.90
Fines, Forfeit Bail, Infract, Law Surchg	\$ 377,214.68	\$ 160,910.48	\$ 262,917.49	\$ 339,658.17	\$ 142,446.13
City Fines 10%	\$ 2,729.81	\$ 3,257.82	\$ 7,327.81	\$ 6,605.25	\$ 2,956.09
Fine-Driving No Proof of Insurance	\$ 28,610.22	\$ 8,000.57	\$ 33,281.12	\$ 13,814.11	\$ 12,996.67
Fine-Litter/Discard Waste	\$ 139.99	\$ 90.00	\$ 35.00	\$ 85.00	
Late Settlements-Civil Jury Tr \$500					
Surcharge 95%	\$ 109,749.20	\$ 48,275.48	\$ 99,281.91	\$ 103,599.25	\$ 44,004.90
Indigent Defense Reimburse State	\$ 59,781.84	\$ 33,569.33	\$ 47,474.34	\$ 80,270.64	\$ 40,357.34
Coll. Delinq. Amts to J/W Revolving	\$ 80,909.18	\$ 20,013.58	\$ 25,918.65	\$ 45,232.89	\$ 19,617.58
Prepayment of Indigent Def. Fees					
Civil Penalty-Sex Offender Registry	\$ 200.00			\$ 54.33	
Impoundment Fee					
\$5 Drug Abuse Surcharge	\$ 875.48	\$ 425.00	\$ 1,223.63	\$ 1,838.02	\$ 570.00
DOT Commerical Vehc. (602.8108(5))	\$ 15,298.75	\$ 13,461.68	\$ 6,195.40	\$ 9,965.25	\$ 877.50
DOT \$.50 Copy Fee-Record Convict					
<b>SUB TOTAL PART A</b>	<b>\$ 1,036,388.69</b>	<b>\$ 545,434.74</b>	<b>\$ 929,017.48</b>	<b>\$ 983,783.25</b>	<b>\$ 458,658.98</b>
Less Payments by Epay	\$ 113,376.34	\$ 50,829.62	\$ 105,834.60	\$ 126,105.39	\$ 29,096.10
Less Deposits-Coll by DRF/CCU	\$ 81,799.95	\$ 8,247.24	\$ 31,081.24	\$ 40,603.00	\$ 10,867.00
<b>SUB TOTAL (Check to State Treas)</b>	<b>\$ 841,212.40</b>	<b>\$ 486,357.88</b>	<b>\$ 792,101.64</b>	<b>\$ 817,074.86</b>	<b>\$ 418,695.88</b>
Sheriff Fees	\$ 7,345.53		\$ 6,360.77	\$ 7,370.94	\$ 4,375.71
Indigent Defense Reimburse to County			\$ 3,035.25	\$ 276.89	\$ 306.91
Surcharge-County-5% Less City	\$ 5,333.28	\$ 2,025.15	\$ 3,739.76	\$ 4,248.77	\$ 1,648.43
Fine/Int,Court Costs,Ind. Def.Reimb 35%	\$ 348.20	\$ 3,144.45		\$ 448.13	\$ 38.67
City Fines 90%	\$ 24,565.43	\$ 29,318.48	\$ 62,913.63	\$ 59,290.92	\$ 26,373.70
Surcharge 5%	\$ 441.53	\$ 515.19	\$ 1,484.80	\$ 1,203.21	\$ 667.39
City Infractions-Penalty/Forfeit 90%	\$ 1,434.60	\$ 485.10	\$ 22.50	\$ 180.00	
City/County Miscellaneous Fee	\$ 2,079.67	\$ 3,353.41	\$ 10,088.86	\$ 2,119.15	\$ 1,489.50
Misc. - Includes Impoundment Fee					
County Infrac-Penalties/Fines 90%	\$ 14,304.25	\$ 4,000.00	\$ 16,639.90	\$ 6,906.87	\$ 6,498.03
<b>SUB TOTAL PART B</b>	<b>\$ 55,852.49</b>	<b>\$ 42,841.78</b>	<b>\$ 104,285.47</b>	<b>\$ 82,044.88</b>	<b>\$ 41,398.34</b>
DHS State Disbursement Collections	\$ 174,237.85	\$ 116,096.52	\$ 179,034.73	\$ 189,090.87	\$ 161,168.21
Child Support	\$ 458,693.72	\$ 300,715.97	\$ 402,498.07	\$ 419,258.38	\$ 182,139.25
Miscellaneous Trusts & Bonds	\$ 1,079,895.59	\$ 594,985.71	\$ 1,267,600.02	\$ 1,206,826.20	\$ 569,046.20
Jury & Witness Fees	\$ 8,550.00	\$ 3,725.34	\$ 6,093.76	\$ 25,346.84	\$ 13,500.00
<b>SUB TOTAL PART C</b>	<b>\$ 1,721,377.16</b>	<b>\$ 1,015,523.54</b>	<b>\$ 1,855,226.58</b>	<b>\$ 1,840,522.29</b>	<b>\$ 925,853.66</b>
<b>GRAND TOTAL SEC A + B+ C</b>	<b>\$ 2,618,442.05</b>	<b>\$ 1,544,723.20</b>	<b>\$ 2,751,613.69</b>	<b>\$ 2,739,642.03</b>	<b>\$ 1,385,947.88</b>
<b>ENDING COUNTY BALANCE</b>					
% of Sub-District	15.03%	8.87%	15.79%	15.72%	7.95%
% of District	7.34%	4.33%	7.71%	7.68%	3.88%

Table 13

Page 2 of 4

**CLERK RECEIPTS - FISCAL YEAR 2008**

KS	LY	OB	OS	PA	3A		% of Sub-Dist.	Sub-Dist. 3A
					Sub-Dist.	Total		
\$ 19,008.00	\$ 15,300.00	\$ 16,551.00	\$ 10,280.00	\$ 13,978.00	\$ 192,476.11		1.10%	
\$ 14,900.00	\$ 16,900.00	\$ 26,350.00	\$ 10,400.00	\$ 19,850.00	\$ 259,980.00		1.49%	
\$ 6,664.55	\$ 5,295.70	\$ 9,171.20	\$ 3,140.00	\$ 4,113.87	\$ 113,635.80		0.65%	
\$ 413.00	\$ 32.00	\$ 984.00		\$ 48.00	\$ 1,813.00		0.01%	
\$ 5,371.54	\$ 50.00			\$ 672.09	\$ 11020.16			
					\$ -		0.00%	
\$ 69,948.53	\$ 100,673.66	\$ 108,281.92	\$ 82,782.23	\$ 62,162.81	\$ 1,355,931.15		7.78%	
\$ 88,189.01	\$ 55,157.58	\$ 85,062.06	\$ 28,615.29	\$ 57,609.83	\$ 624,312.57		3.58%	
\$ 2,421.00	\$ 1,000.00	\$ 1,790.00	\$ 680.00	\$ 1,619.00	\$ 18,485.57		0.11%	
					\$ -		0.00%	
\$ 311.72		\$ 340.30	\$ 526.75	\$ 183.37	\$ 10,339.23		0.06%	
\$ 142,367.76	\$ 141,117.66	\$ 199,807.81	\$ 148,476.91	\$ 85,174.21	\$ 2,000,091.30		11.48%	
\$ 1,446.78	\$ 285.68	\$ 1,423.13	\$ 51.00	\$ 1,665.55	\$ 27,748.92		0.16%	
\$ 4,212.01	\$ 3,271.01	\$ 12,421.66	\$ 4,478.85	\$ 4,910.15	\$ 125,996.37		0.72%	
\$ 70.00	\$ 70.00	\$ 35.00	\$ 35.00	\$ 35.00				
					\$ -		0.00%	
\$ 31,652.71	\$ 38,588.73	\$ 60,677.02	\$ 45,166.51	\$ 26,902.40	\$ 607,898.11		3.49%	
\$ 33,417.05	\$ 6,133.30	\$ 19,388.20	\$ 3,549.30	\$ 11,458.59	\$ 335,399.93		1.93%	
\$ 15,399.65	\$ 5,469.31	\$ 16,119.23	\$ 7,312.24	\$ 6,431.81	\$ 242,424.12		1.39%	
					\$ 75.00	\$ 75.00	0.00%	
\$ 23.20						\$ 277.53	0.00%	
						\$ -	0.00%	
\$ 287.96	\$ 476.06	\$ 650.00	\$ 580.32	\$ 180.00	\$ 7,106.47		0.04%	
\$ 4,609.00	\$ 8,799.25	\$ 9,842.75	\$ 7,429.50	\$ 3,692.00	\$ 80,171.08		0.46%	
						\$ -	0.00%	
\$ 440,713.47	\$ 398,619.94	\$ 568,895.28	\$ 353,503.90	\$ 300,761.68	\$ 6,015,182.42		34.46%	
\$ 40,732.85	\$ 40,384.87	\$ 44,271.78	\$ 38,897.76	\$ 25,229.46				
\$ 9,946.52	\$ 3,657.71	\$ 9,922.19	\$ 3,200.30	\$ 8,931.12	\$ 208,256.27		1.20%	
\$ 390,034.10	\$ 354,577.36	\$ 514,701.31	\$ 311,405.84	\$ 266,601.10	\$ 5,806,926.15		33.27%	
\$ 4,175.55	\$ 3,178.15	\$ 3,351.34	\$ 746.13	\$ 3,517.40	\$ 40,421.52		0.23%	
	\$ 90.00					\$ 3,709.05	0.02%	
\$ 1,420.43	\$ 1,979.39	\$ 2,864.45	\$ 2,376.98	\$ 1,154.20	\$ 26,790.84		0.15%	
\$ 16,782.80	\$ 30,460.90		\$ 18,503.21	\$ 350.98	\$ 70,077.34		0.40%	
\$ 13,020.36	\$ 2,481.12	\$ 12,807.65	\$ 459.00	\$ 14,989.06	\$ 246,219.35		1.41%	
\$ 245.01	\$ 51.11	\$ 328.59		\$ 261.45	\$ 5,198.28		0.03%	
\$ 450.00		\$ 2,219.10			\$ 4,791.30		0.03%	
\$ 8,608.84	\$ 16,019.38	\$ 2,816.10	\$ 12,162.96	\$ 1,204.68				
					\$ -		0.00%	
\$ 2,105.86	\$ 1,635.44	\$ 6,210.51	\$ 2,239.39	\$ 2,454.91	\$ 62995.16		0.36%	
\$ 46,808.85	\$ 55,895.49	\$ 30,597.74	\$ 36,487.67	\$ 23,932.68	\$ 460,202.84		2.64%	
\$ 108,376.73	\$ 53,364.43	\$ 143,246.98	\$ 16,727.90	\$ 54,653.68	\$ 1,195,997.90		6.86%	
\$ 352,614.98	\$ 238,951.81	\$ 289,471.93	\$ 116,928.00	\$ 181,051.70	\$ 2,942,323.81		16.89%	
\$ 546,002.49	\$ 616,454.32	\$ 444,073.32	\$ 237,929.57	\$ 355,133.97	\$ 6,917,947.39		39.71%	
\$ 13,500.00	\$ 4,000.00	\$ 10,000.00	\$ 1,500.00	\$ 13,000.00	\$ 99,215.94		0.57%	
\$ 1,020,494.20	\$ 912,770.56	\$ 886,792.23	\$ 373,085.47	\$ 603,839.35	\$ 11,155,485.04		64.03%	
\$ 1,457,337.15	\$ 1,323,243.41	\$ 1,432,091.28	\$ 720,978.98	\$ 894,373.13	\$ 17,422,614.03		99.94%	
8.36%	7.59%	8.22%	4.14%	5.13%	96.82%			
4.08%	3.71%	4.01%	2.02%	2.51%	48.84%			

Table 13

Page 3 of 4

**CLERK RECEIPTS - FISCAL YEAR 2008**

	<b>CR</b>	<b>ID</b>	<b>MO</b>	<b>PL</b>	<b>SX</b>
Filing Fee \$100/Appeal Fees	\$ 25,387.08	\$ 10,140.00	\$ 16,828.00	\$ 38,193.55	\$ 31,878.00
Filing Fees - Small Claims \$50	\$ 33,200.00	\$ 9,000.00	\$ 15,600.00	\$ 36,200.00	\$ 24,650.00
Filing Fees - Indictable Criminal	\$ 14,976.32	\$ 4,344.79	\$ 10,193.93	\$ 17,878.44	\$ 18,396.35
Parking Viol \$9	\$ 88.00			\$ 104.00	\$ 40.00
Filing Fees Contempt Violations	\$ 1,315.00	\$ 622.60	\$ 894.00	\$ 1,935.00	\$ 890.00
SV, Ct App Nonsch, Other Simp	\$ 166,061.25	\$ 86,195.81	\$ 165,497.36	\$ 213,097.75	\$ 297,352.77
Miscellaneous Court Fees	\$ 63,489.54	\$ 36,307.04	\$ 39,876.97	\$ 115,188.43	\$ 100,880.11
Entry Final Decree Marr Diss. \$50	\$ 2,640.00	\$ 1,230.00	\$ 1,230.00	\$ 3,467.50	\$ 2,376.00
Vitals,Copy Birth/Death/Marriage \$10					
Interest Earned on Investmet Funds	\$ 5,450.39	\$ 841.33	\$ 247.34	\$ 3,521.91	\$ 1,772.40
Fines, Forfeit Bail, Infract, Law Surchg	\$ 234,637.73	\$ 103,678.73	\$ 219,539.34	\$ 335,673.82	\$ 504,894.13
City Fines 10%	\$ 2,203.73	\$ 20.10	\$ 1,482.24	\$ 4,839.40	\$ 3,168.39
Fine-Driving No Proof of Insurance	\$ 25,754.72	\$ 4,241.09	\$ 13,214.15	\$ 5,930.58	\$ 24,278.31
Fine-Litter/Discard Waste			\$ 35.00	\$ 70.00	\$ 35.00
Late Settlements-Civil Jury Tr \$500		\$ 500.00			
Surcharge 95%	\$ 75,873.08	\$ 31,500.17	\$ 64,842.98	\$ 91,806.35	\$ 149,767.48
Indigent Defense Reimburse State	\$ 50,638.61	\$ 5,632.89	\$ 16,118.54	\$ 30,809.33	\$ 31,222.44
Coll. Delinq. Amts to J/W Revolving	\$ 28,983.87	\$ 14,007.87	\$ 30,068.13	\$ 65,906.00	\$ 55,406.91
Prepayment of Indigent Def. Fees					
Civil Penalty-Sex Offender Registry		\$ 400.00	\$ 321.01	\$ 1,137.77	
Impoundment Fee					
\$5 Drug Abuse Surcharge	\$ 1,256.00	\$ 580.00	\$ 668.00	\$ 1,622.64	\$ 1,079.94
DOT Commerical Vehc. (602.8108(5))	\$ 9,202.25	\$ 10,512.50	\$ 6,976.60	\$ 20,551.00	\$ 37,998.75
DOT \$.50 Copy Fee-Record Convict	\$ -	\$ -	\$ -	\$ -	\$ -
<b>SUB TOTAL PART A</b>	<b>\$ 741,157.57</b>	<b>\$ 319,754.92</b>	<b>\$ 603,633.59</b>	<b>\$ 987,933.47</b>	<b>\$ 1,286,086.98</b>
Less Payments by Epay	\$ 55,948.49	\$ 50,391.94	\$ 122,955.94	\$ 99,066.86	\$ 135,026.65
Less Deposits-Coll by DRF/CCU	\$ 21,508.79	\$ 5,758.46	\$ 14,572.64	\$ 13,388.64	\$ 38,256.99
<b>SUB TOTAL (Check to State Treas)</b>	<b>\$ 663,700.29</b>	<b>\$ 263,604.52</b>	<b>\$ 466,105.01</b>	<b>\$ 875,477.97</b>	<b>\$ 1,112,803.34</b>
Sheriff Fees	\$ 8,092.68	\$ 986.92	\$ 4,891.37	\$ 17,337.18	\$ 105.64
Indigent Defense Reimburse to County					\$ 45.00
Surcharge-County-5% Less City	\$ 3,413.07	\$ 1,653.70	\$ 3,140.35	\$ 4,075.23	\$ 7,355.73
Fine/Int,Court Costs,Ind. Def.Reimb 35%		\$ 7,747.60		\$ 27,480.13	\$ 22,904.98
City Fines 90%	\$ 19,832.75	\$ 180.90	\$ 13,339.32	\$ 43,552.76	\$ 28,469.36
Surcharge 5%	\$ 579.58	\$ 3.95	\$ 271.98	\$ 756.22	\$ 525.37
City Infractions-Penalty/Forfeit 90%	\$ 2,313.40		\$ 1,650.60	\$ 90.00	\$ 225.00
City/County Miscellaneous Fee	\$ 4,049.26	\$ 5,756.77	\$ 2,920.75	\$ 13,626.51	\$ 18,382.69
Misc. - Includes Impoundment Fee					
County Infract-Penalties/Fines 90%	\$ 12,876.94	\$ 2,120.50	\$ 6,606.77	\$ 2,965.13	\$ 12,138.54
<b>SUB TOTAL PART B</b>	<b>\$ 51,157.68</b>	<b>\$ 18,450.34</b>	<b>\$ 32,821.14</b>	<b>\$ 109,883.16</b>	<b>\$ 90,152.31</b>
DHS State Disbursement Collections	\$ 145,428.83	\$ 20,768.77	\$ 84,914.80	\$ 403,376.33	\$ 189,673.03
Child Support	\$ 366,145.06	\$ 219,044.61	\$ 211,266.08	\$ 678,196.59	\$ 441,228.70
Miscellaneous Trusts & Bonds	\$ 945,112.61	\$ 216,638.97	\$ 354,613.47	\$ 2,032,239.57	\$ 1,128,787.82
Jury & Witness Fees	\$ 9,005.29			\$ 8,509.10	\$ 15,716.40
<b>SUB TOTAL PART C</b>	<b>\$ 1,465,691.79</b>	<b>\$ 456,452.35</b>	<b>\$ 650,794.35</b>	<b>\$ 3,122,321.59</b>	<b>\$ 1,775,405.95</b>
<b>GRAND TOTAL SEC A + B+ C</b>	<b>\$ 2,180,549.76</b>	<b>\$ 738,507.21</b>	<b>\$ 1,149,720.50</b>	<b>\$ 4,107,682.72</b>	<b>\$ 2,978,361.60</b>
<b>ENDING COUNTY BALANCE</b>					
% of Sub-District	8.44%	2.86%	4.45%	15.90%	11.53%
% of District	5.04%	1.71%	2.66%	9.50%	6.89%
(The legislature increased the fines/fees/costs-example, for each count of a simple misdemeanor the cost was increased from \$17 to \$30 effective 7/1/05.)					
					Simple misdemeanors make up 69% of the court's caseload.



JUVENILE	RESTITUTION 2008	Table 14											
		JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPT	OCT	NOV	DEC
WOODBURY	2294.40	1086.74	2611.53	2985.00	698.09	1895.35	1456.40	1000.00	1077.52	2063.81	810.00	740.00	TOTALS 18718.84
BUENA VISTA	150.00	68.00	125.00	54.31	55.00		50.00	271.00	233.33	215.00	50.00		1271.64
CHEROKEE	845.00	3680.42	775.00	300.00	422.92	200.00	550.00		390.00	964.62			8127.96
CLAY	1004.81	40.00	400.00	700.00	1180.00	1029.68	1683.18	915.41	160.00	350.00	150.00	50.00	7663.08
CRAWFORD	167.40	484.28	697.52		125.60			580.10	50.00	26.40			2131.30
DICKINSON	30.00	388.32	610.94	235.00	157.70	27.70	50.00	4404.14	552.05	250.00	167.00	370.00	7252.85
EMMET	100.00	525.00	75.00	201.00	251.72	859.40		350.00	372.91	200.00	209.00	535.74	3679.77
IDA				64.00		10.00	25.00	50.00	51.67		303.27		503.94
KOSSUTH	180.00		80.00	335.01		1136.11	942.35	397.00	200.00	709.38	350.00	154.95	4484.80
LYON			250.00	100.00	213.55	100.00			150.00				813.55
MONONA	100.00	360.36		125.00	227.78	260.37						475.00	1548.51
O'BRIEN	103.64	199.62	130.00	120.00	55.00	74.79	1355.00				50.00		2588.05
OSCEOLA			50.00	250.00		150.00		52.80	100.00				602.80
PALO ALTO					160.00								160.00
PLYMOUTH	1949.66	746.00	616.84	1405.86	545.00	603.66	805.00	75.00	1058.25	520.00	2764.41	279.86	11369.54
SIOUX		630.00	480.88	441.25	370.00	252.00	70.00	140.00	633.00	258.70	198.59	521.00	3995.42
TOTALS	6079.91	5683.32	9888.13	7441.43	4158.84	7427.79	5306.72	9339.35	5206.50	5025.22	6208.29	3176.55	74912.05

**CHILDREN COPE WITH DIVORCE**  
**2008**

**Table 15**

1/19/08	Denison	9	7/12/08	Sioux Center	16
1/19/08	Sioux Center	14	7/12/08	Denison	11
1/26/08	Emmetsburg	21	7/19/08	Emmetsburg	21
2/1/08	Sioux City	32	8/8/08	Sioux City	72
2/2/08	Storm Lake	12	8/9/08	Storm Lake	11
2/2/08	Sioux City	30	8/16/08	Spencer	26
2/16/08	Spencer	27	9/6/08	Sioux Center	33
2/29/08	Sioux City	40	9/19/08	Sioux City	51
3/1/08	Sioux City	20	9/20/08	Sioux City	27
3/8/08	Sioux Center	29	9/20/08	Denison	8
3/8/08	Denison	14	9/27/08	Emmetsburg	29
3/29/08	Emmetsburg	29	10/11/08	Spencer	27
4/11/08	Sioux City	47	10/17/08	Sioux City	31
4/12/08	Sioux City	44	10/18/08	Storm Lake	15
4/12/08	Storm Lake	23	10/18/08	Sioux City	25
4/19/08	Spencer	34	11/8/08	Sioux Center	25
5/10/08	Sioux Center	19	11/14/08	Sioux City	25
5/16/08	Sioux City	40	11/15/08	Sioux City	23
5/17/08	Sioux City	34	11/15/08	Denison	9
5/17/08	Denison	11	11/22/08	Emmetsburg	18
5/31/08	Emmetsburg	20	12/12/08	Sioux City	57
6/20/08	Sioux City	39	12/13/08	Storm Lake	13
6/21/08	Sioux City	20	12/13/08	Spencer	32
6/21/08	Storm Lake	12			
6/28/08	Spencer	13			
7/11/08	Sioux City	50			
	<b>SUBTOTAL</b>	<b>683</b>		<b>SUBTOTAL</b>	<b>605</b>

**TOTAL 1,288**  
**(2007 Attendees totaled 1,075)**  
**(2006 Attendees totaled 1,095)**

LOCATION	ANNUAL TOTAL PER LOCATION	NO. OF CLASSES	AVG. NO. OF PARTICIPANTS	% OF PARTICIPANTS
Storm Lake	86	6	14	7%
Sioux Center	136	6	23	10%
Emmetsburg	138	6	23	10%
Denison	62	6	10	5%
Sioux City	707	19	37	55%
Spencer	159	6	27	13%
<b>TOTALS</b>	<b>1,288</b>	<b>49</b>	<b>26</b>	<b>100%</b>

Children Cope with Divorce is a four hour educational class designed to help minimize the negative impact of divorce on children at a time when parents are naturally preoccupied with their own adjustments. Recognizing that their joint roles as parents will continue to exist, the seminar helps parents begin to restructure their relationship and make appropriate plans for their children.

## Juvenile Court Services

Table 16 (p. 1 of 5)

2008 Report

### Complaints filed per County

*During calendar year 2008 several best practice initiatives began to reduce significantly our complaint numbers. Best practices include Casey initiatives such as the detention alternative reform, the crossover youth project, and other local efforts to reduce complaints.*

<u>County</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>
BV	244	397	398	294	359	410	291	240
Cherokee	176	182	215	151	97	134	149	110
O'Brien	137	115	84	134	135	169	118	69
Osceola	81	73	69	71	103	86	52	45
Lyon	130	182	159	81	87	84	70	69
Emmet	113	165	117	118	61	114	106	87
Dickinson	207	230	127	154	172	177	119	173
Crawford	177	255	175	166	195	158	166	143
Monona	86	68	67	81	80	86	50	70
Ida	63	43	94	60	125	54	33	21
Kossuth	204	155	114	128	95	104	83	102
Palo Alto	60	70	64	64	58	51	71	34
Plymouth	222	233	260	216	309	244	203	228
Clay	125	210	265	210	196	158	230	171
Sioux	226	285	219	147	176	128	168	152
Woodbury	2617	2547	2459	2242	2503	2812	2363	1809
<b>Totals</b>	<b>4868</b>	<b>5210</b>	<b>4886</b>	<b>4317</b>	<b>4751</b>	<b>4969</b>	<b>4242</b>	<b>3523</b>

**Delinquency Petitions by County**

Table 16 (p. 2 of 5)

*Petitions alleging the commission of a public offense increased slightly in 2008.*

County	2004	2005	2006	2007	2008
BV	45	48	69	52	47
Cherokee	42	26	30	19	23
Clay	30	27	24	50	38
Crawford	19	22	11	15	16
Dickinson	30	31	21	36	25
Emmet	39	15	25	31	16
Ida	14	16	4	6	0
Kossuth	23	23	29	18	19
Lyon	23	16	19	11	19
Monona	6	6	4	3	6
O'Brien	21	26	17	23	9
Osceola	8	13	17	10	12
Palo Alto	12	12	9	8	5
Plymouth	33	49	39	20	38
Sioux	20	27	12	16	22
Woodbury	231	204	235	186	219
THIRD DISTRICT	596	561	565	504	514

**Delinquency Adjudications by County***Juvenile adjudicated delinquent decreased in 2008. Only 2 counties witnessed an increase in adjudications.*

County	2004	2005	2006	2007	2008
BV	27	20	24	14	9
Cherokee	22	14	12	10	9
Clay	20	12	6	19	14
Crawford	13	6	11	12	8
Dickinson	17	16	14	13	9
Emmet	16	5	25	11	8
Ida	6	10	3	3	0
Kossuth	14	8	8	6	6
Lyon	12	7	5	2	4
Monona	2	4	3	0	5
O'Brien	10	7	12	16	5
Osceola	6	10	11	1	1
Palo Alto	5	5	5	5	2
Plymouth	17	20	18	10	14
Sioux	10	12	5	7	7
Woodbury	105	128	89	68	61
Third District	302	284	251	197	162

### Informal Adjustments by County

Table 16 (p. 3 of 5)

An Informal Adjustment is a dispositional alternative offered by the Code of Iowa that a Juvenile Court Officer can utilize. Under an Informal Adjustment Agreement the juvenile enters into a contract with a JCO and his or her parents agreeing to a term of probation not exceeding six months in duration. Terms and conditions of probation may include restitution, community service, therapy or other restrictions as agreed upon by the parties.

In 2008 the number of Informal Adjustments decreased by more than 50% This is due to a change in ICIS coding and a different diversion programming alternative.

County	2004	2005	2006	2007	2008
BV	102	101	78	57	53
Cherokee	43	24	30	36	16
Clay	82	54	64	53	27
Crawford	67	63	39	9	29
Dickinson	59	54	43	52	21
Emmet	69	36	52	39	11
Ida	24	38	30	7	4
Kossuth	56	35	38	37	13
Lyon	28	29	21	29	12
Monona	27	22	17	10	17
O'Brien	56	33	27	35	10
Osceola	32	28	19	20	2
Palo Alto	38	28	33	30	9
Plymouth	81	107	95	71	13
Sioux	77	66	37	47	13
Woodbury	643	526	548	643	251
THIRD DISTRICT	1484	1244	1171	1175	501

### Waived to Adult Court

Juveniles waived to District Court increased slightly in 2008. Juveniles are waived to District Court when the State can show through clear and convincing evidence that there is not a reasonable likelihood that the juvenile can be rehabilitated in the Juvenile Justice system.

County	2004	2005	2006	2007	2008
BV	6	8	10	13	13
Cherokee	9	5	5	8	5
Clay	5	3	10	17	6
Crawford	4	2	0	0	3
Dickinson	8	3	4	4	6
Emmet	8	1	3	8	5
Ida	1	2	2	1	0
Kossuth	2	5	6	3	4

Table 16 (p. 4 of 5)

Lyon	7	2	4	3	3
Monona	3	0	2	0	3
O'Brien	3	10	2	5	3
Osceola	3	3	2	2	6
Palo Alto	2	3	2	0	3
Plymouth	8	14	10	2	13
Sioux	3	3	3	2	7
Woodbury	42	40	41	43	35
THIRD DISTRICT	114	104	106	111	115

### Diversion

In 2008, out of a total of 938 cases diverted, 157 of these were school offenses.

County	2007 Diverted	2007 School Offenses	2008 Diverted	2008 School Offenses
BV	23	1	42	0
Cherokee	22	0	45	5
Clay	25	0	42	4
Crawford	41	0	22	0
Dickinson	33	0	56	5
Emmet	14	1	30	2
Ida	7	0	6	0
Kossuth	48	0	43	0
Lyon	20	0	19	0
Monona	14	0	21	0
O'Brien	24	3	12	2
Osceola	12	0	12	0
Palo Alto	23	0	7	0
Plymouth	57	2	96	3
Sioux	30	0	59	4
Woodbury	593	161	426	132
Third District	986	168	938	157

### Restitution Paid

Juvenile's ordered to pay restitution to the victims of their crimes paid \$58,042.07 in 2008.

County	2005	2006	2007	2008
BV	\$4,017.26	\$4,526.10	\$ 2,971.69	\$1,071.64
Cherokee	\$3,378.19	\$721.99	\$ 675.00	\$6,787.96
Clay	\$4,897.24	\$6,451.76	\$ 3,684.98	\$6,563.08
Crawford	\$2,269.58	\$1,422.89	\$ 2,726.55	\$2,131.30
Dickinson	\$2,036.40	\$2,983.01	\$12,424.52	\$6,802.85
Emmet	\$1,803.61	\$5,764.95	\$ 2,806.24	\$3,679.77
Ida	\$1,091.15	\$2,887.33	\$ 1,395.05	\$ 473.94
Kossuth	\$1,173.40	\$1,945.74	\$ 2,465.01	\$4,484.80
Lyon	\$8,749.29	\$1,419.52	\$ 2,405.87	\$ 113.55

**Table 16 (p. 5 of 5)**

<b>Monona</b>	\$204.43	\$756.44	\$ 919.61	\$1,548.51
<b>O'Brien</b>	\$497.78	\$2,840.65	\$ 1,837.72	\$2,158.05
<b>Osceola</b>	\$2,166.82	\$1,114.72	\$ 812.50	\$ 52.80
<b>Palo Alto</b>	\$360.00	\$6,012.21	\$ 92.00	\$ 160.00
<b>Plymouth</b>	\$2,274.62	\$11,491.32	\$ 4,834.43	\$8,364.45
<b>Sioux</b>	\$3,067.05	\$5,635.38	\$ 3,291.03	\$3,690.42
<b>Woodbury</b>	\$8,511.77	\$14,108.15	\$14,834.86	\$9,958.95
<b>THIRD DISTRICT</b>	\$46,498.59	\$70,082.16	\$58,177.06	\$58,042.07

**Community Service Hours Worked**

*Juveniles completed 19,817.45.00 hours of community service in 2008. Many shovel snow or mow grass for disabled or elderly people, pick up trash or work for non-profit groups throughout the year.*

<b>County</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
<b>BV</b>	1113	1542	1005.00	1451.00
<b>Cherokee</b>	285	305	275.00	820.00
<b>Clay</b>	210	385	739.50	1219.00
<b>Crawford</b>	1298.75	862	388.50	1574.00
<b>Dickinson</b>	1106.75	669.85	1004.50	1122.45
<b>Emmet</b>	770	533	721.00	763.50
<b>Ida</b>	280	350	284.00	134.00
<b>Kossuth</b>	613	385.50	259.50	160.00
<b>Lyon</b>	1050.5	185	140.00	195.00
<b>Monona</b>	425	200	425.00	484.00
<b>O'Brien</b>	295	455	355.00	433.00
<b>Osceola</b>	613.5	244	207.00	82.0
<b>Palo Alto</b>	135	250	206.50	255.00
<b>Plymouth</b>	1769.50	1642	1845.00	954.00
<b>Sioux</b>	932.25	1027	782.00	1033.00
<b>Woodbury</b>	14,024	11,650.50	10,004.50	9137.50
<b>THIRD DISTRICT</b>	24,921.25	20,685.85	18,642.00	19,817.45

Table 17

## Woodbury County Juror Accountability Project

Starting in 2004 and continuing through 2008, the Woodbury County Clerk of Court worked with the court to increase summons response rates. The court initiated a program to enforce summons. This was primarily accomplished through the court issuing an Order to Appear to all no-show jurors. Those no-show jurors who failed to respond to their order to appear were served an Order to Show Cause by the Woodbury County Sheriff. Jurors found in contempt were fined and taxed court costs and sheriff fees and ordered imprisoned for two days. The two jail days were waived by the court if the juror reported as required for the assigned trial dates. The fine may also be waived if the juror is selected and serves on a jury trial.

Court Appearance Date	Total # of Jurors Ordered to Appear by Court for Failing to Respond to the Juror Summons	# of Jurors Found in Contempt
January	75	4
February	0	0
March	0	0
April	73	5
May	46	0
June	50	1
July	45	8
August	84	2
September	10	2
October	39	0
November	32	0
December	0	0
Total 2008	454	22
Total 2007	827	52
Total 2006	729	61
Total 2005	744	57
Total 2004	905	103

\*Note: The number that failed to appear as ordered by the court may include individuals for whom no valid address exists.

Information provided by: Craig Jorgensen, Clerk of Court for Woodbury County

## **Programs operating in the Third Judicial District**

**Project Phoenix:** Contact person- Amy Bloch-Program Director of Outpatient Services at Jackson Recovery Center (712-234-2375)

An in-jail drug treatment program initiated with a grant funded through the Department of Public Health with some funding by Woodbury County. Jackson Recovery Center provides substance abuse assessment and treatment for low-risk individuals in the Woodbury County jail who have problems with both substance abuse and criminal thinking.

**Integrated Service Pathways Project:** Contact person- Judge David A. Lester (712-362-7843) and Keree Muilenburg, Seasons Center (712-262-2922).

A grant project obtained by the Seasons Center to provide mental health assessment/service and substance abuse assessment/service to inmates in eight counties: Buena Vista, Cherokee, Clay, Dickinson, Emmet, Lyon, Osceola and Palo Alto. The goal is to provide more appropriate mental health services and substance abuse services to individuals with that need that find themselves in the criminal justice system.

**Mediation/Family Group Conferencing:** Contact person-Jim France, Siouxland Human Investment Partnership (SHIP) [712-222-6364]

A grant funded program that operates in all counties of the Judicial Court service area. Assists families [Child In Need of Assistance cases] resolve family issues. A strength-based program, the model helps the family develop and implement an improvement plan that resolves disputes and implements steps for acquiring the skills and resources necessary to maintain the family unit without court resolution hearings.

Community Partnerships for Protecting Children and Decategorized funds for Woodbury County provide the majority of these funds. There are also limited funds available from a Court Improvement Grant.

**Reality Education Alcohol Prevention (REAP):** Contact person-Carla Granstrom, Mercy Hospital (712-279-5636)

The REAP program is a fee based self-funding educational program designed to bring awareness to juveniles and young adults about the dangers of substance abuse. Cases are ordered to the program by the court as part of plea/sentencing agreements. The program serves all counties surrounding and including Woodbury County. The REAP program is based on reality experiences. The offender visits the Intensive Care Unit, the Trauma Department and the Rehab Unit, as well as the morgue. They get to see first hand the consequences of driving while impaired.

**Children Cope with Divorce:** Contact person- Carol Deitz (866-411-6623, e-mail: [mark@dietz.omhcoxmail.com](mailto:mark@dietz.omhcoxmail.com))

A four-hour educational program designed to minimize the negative impact of divorce on children at the time parents are getting divorces. Attendance is required by the Code of Iowa prior to a divorce decree being granted or order involving custody in cases with unmarried parents. Classes are held periodically at six locations around the district. The class helps parents restructure their relationship and make appropriate plans for their children. (See Table 15 for information on program locations and attendance.)

**Court Appointed Special Advocate Program (CASA):**

CASA volunteering is about caring for other people's children, caring for our community's children, caring for the child welfare system's children, caring for the Juvenile Court's children. It calls for common sense, strong commitment and a firm belief that things will

be better for a child because a volunteer chose to get involved and speak up for their best interest. In July 2007, the Child Advocacy Board was allocated funds by the legislature to expand into all remaining counties in Iowa. CASA has a presence in all counties in the Third Judicial District in 2008.

Sioux City Program: Serving Lyon, Monona, Plymouth, Sioux and Woodbury Counties

Marla Treiber, Child Advocacy Board Coordinator (712-279-6602)

Mary Herbst, Child Advocacy Board Coordinator (712-546-4921)

Jane Schweer, Child Advocacy Board Coordinator (712-943-5918)

Spencer Program: Serving Clay, Dickinson, O'Brien and Osceola Counties

Annette Eckert, Child Advocacy Board Coordinator (712-264-3980)

Storm Lake Program: Serving Buena Vista, Cherokee, Crawford and Ida Counties

Kathy Fritz, Child Advocacy Board Coordinator (712-749-5184)

Kossuth Program: Serving Emmet, Kossuth, Palo Alto Counties

Crystal Engstrom, Child Advocacy Board Coordinator (1-866-923-1088)

**Drug Courts:** There are five drug courts functioning in the Third Judicial District as of the end of 2008.

Family Drug Courts (FDC) for Cherokee, Ida, and Woodbury Counties

Contact -Family Drug Court Coordinator: Ashley Christensen (712) 560-2630

With the assistance of a federal grant for the program Parents and Children Together (PACT), Cherokee, Ida, and Woodbury Counties were able to initiate Family Drug Courts (FDC) in each county. There is a collaboration of Judges, attorneys, treatment providers, and Department of Human Service caseworkers who serve as the team members of the families in FDC. This program can only be successful with the continued help of the respective communities, as their assistance to provide a safe and sober environment for these families to return is a vital aspect.

Woodbury County-Juvenile/Adult Drug Court

Contact -Gary Niles, Chief Juvenile Court Officer (712-279-6586 X19)

The Woodbury County Community Drug Court accepts nearly 60 adults and 60 juvenile offenders each year. Operating since 1999 this court has held over 18,000 status review hearings and has a 63% completion rate. Each offender in drug court is diagnosed as substance dependant by a treatment provider. The average duration for an offender is 12-16 months. As of 2005, the Department of Corrections commenced funding its two probation officers and the court absorbed funding for two of the four juvenile positions.

Plymouth County Drug Court –Juvenile/Adult Drug Court

Contact person: Drug Court Coordinator , Mary M. Buhman, LISW, 712-540-3063

Plymouth County Drug court began operation in October, 2007 with the inspiration of Judge Neary. This court serves both adults and juvenile offenders. A drug court advisory board meets every other month. Ongoing training is provided to the panel members and others involved in drug court.

West Central Iowa Drug Court Program-serving Crawford, Ida and Cherokee counties

Contact -Drug Court Coordinator Michelle Means 712-364-3250

A judge-led model that Judge Jacobson oversees. This program serves adult offenders.

Clay County Drug Court – Juvenile/Adult Drug Court

Contact Person: Kim Wilson, County Coordinator 712-262-9438

A lay panel model with Judge Whittenburg as the project judge. Community collaboration and planning took place during 2007 with lay panel training completed early 2008 and the first case handled in April, 2008.

**Project Compass Mental Health Court**

Contact person: Judge Patrick McCormick 712-279-6026

This project is funded by Woodbury County and with the assistance of Siouxland Mental Health provides works to identify individuals in the jail and as appropriate and with assistance/appropriate mental health services enable them to succeed in all four directions of life and not return to the criminal justice system.

**2008 PERSONNEL ALLOCATION**  
 (Numbers represent full-time equivalent positions)

**Table 19**

OFFICE	January 1, 2008	December 31, 2008	DIFFERENCE
DIST COURT ADMIN	16.23	16.23	0.00
COURT REPORTER	20.10	20.10	0.00
JUDGES	44.00	41.00	(3.00)
JUVENILE COURT	33.80	33.80	0.00
CLERKS:			
BUENA VISTA	6.00	7.07	1.07
CHEROKEE	4.00	4.00	0.00
CLAY	6.50	6.50	0.00
CRAWFORD	5.41	5.41	0.00
DICKINSON	8.08	8.08	0.00
EMMET	3.40	3.40	0.00
IDA	2.33	2.33	0.00
KOSSUTH	3.00	3.00	0.00
LYON	2.26	1.86	(0.40)
MONONA	3.00	3.00	0.00
O'BRIEN	3.20	3.20	0.00
OSCEOLA	2.60	3.00	0.40
PALO ALTO	2.74	2.67	(0.07)
PLYMOUTH	6.00	6.00	0.00
SIOUX	5.75	5.75	0.00
WOODBURY	35.13	34.13	(1.00)
SUB-TOTAL--CLERKS	99.40	99.40	0.00
 DISTRICT TOTAL	 213.53	 210.53	 (3.00)

**NOTE: LOSS OF 3.00 FTE IN JUDGES IS DUE TO THE RETIREMENTS OF 3 SENIOR JUDGES  
 JUDGE STRAUB, JUDGE BARLOW AND JUDGE CLEM**

**BUENA VISTA: 1.00 FTE MOVED FROM WOODBURY & .07 FTE MOVED FROM PALO ALTO  
 LYON & OSCEOLA: FTE ADJUSTED BETWEEN COUNTIES - SHARED CLERK OF COURT**

Table 20

**2008 MILES TRAVELED**  
**FISCAL YEAR 2008 (JULY 2007 - JUNE 2008)**

NAME OF REPORTERS	NO. OF MILES	NAME OF JUDGES	NO. OF MILES	NAME OF JUVENILE CT. OFCRS.	NO. OF MILES	NAME OF CLERK STAFF	NO. OF MILES
Jessica Anderson	430	John D. Ackerman	1,910	Glen Barngrover	7,459	Peggy Tesch - BV	160
Cristi Bauerly	6,506	Steven Andreasen	1,742	Tim Coughlin	304	Cheryl Kaskey	134
Debra Bergman	602	Charles Barlow	916	Richard Detrick	3,386	Lisa Grashoff	114
Brooke Betsworth	5,942	Laurel Boerner	839	Andrea Dreckman	6,321	Jane Hussey - CL	584
Misty Bubke	1,492	Donald Bormann	665	Cindy Dreckman	150	Karen Kahl - CR	1,927
Colin Campbell	6,326	Patrick M. Carr	8,611	Craig Eckhart	12,715	Wendi Barnett - CR	154
Sherri Carney	432	Don E. Courtney	8,098	Richard Edwards	1,932	Jackie Haase - CR	110
Cindy Cook	12288	Robert J. Dull	4,318	Carol Feye	3,984	Marcia Eckerman - DK	376
Tony DeVries	800	John P. Duffy	7,712	Gerald Germann	6,594	Kay Wilson - DK	80
Stephanie Early	146	Todd Hensley	602	Ronald Jansen	16,611	Teresa Eakin - DK	110
Jamie Jorgensen	1,300	Duane E. Hoffmeyer	396	Steve Kremer	11,2228	Joyce Miller - DK	120
Jodi Krueger	1,861	Edward Jacobson	10,962	Janet Muller	1,670	Cynthia Kelly - EM	150
DeLinda Leu	3,788	Timothy Jarman	146	Zachary Nelson	213	Marcella Segebart - ID	210
Marcia McCarthy	15,380	John Kauer	2,715	Gary Niles	2,949	Barbara Schlimoeller - KS	304
Deb McKeever	5,988	Rick Kimble	118	Shawn Olsen	7,038	Kathleen Young - KS	618
Manita Murphy	4,074	Mark J. Laddusaw	3,130	Audra O'Neill	772	Jean VandeWeerd - LY	884
Renee Rogge	7,104	David C. Larson	2,666	Stephan Pearson	352	Judy DeBoer	144
Maria Schultz	14,400	David A. Lester	5,606	Jennifer Poedkes	3,052	Sally Fastert - LY	1,656
Cheryl Smith	6,585	Brian L. Michaelson	1,010	Debra Schillerberg	4,152	Racheille Herrig - MO	110
Mark Sturgeon	628	Jeffrey Neary	7,379	David Schmidt	30	Jeffrey Roos - OB	415
Mari Turk	1,232	Frank B. Nelson	1,160	Jean Severson	1,626	Kim Tewes - OB	100
Jo VanTuyl	1358	Dan W. Pluim	324	Tony Vanhelden	11,554	Marchia Lundquist - OB	100
		Jeffrey Queck	341	Dan Watson	711	Miniam Ernst	232
		William Ranniger	330			Eileen Grave - OS	350
		Donavon Schaefer	13,954	<b>Miles Driven in State</b>		Mary Ellen Munn - PA	2,262
		James D. Scott	11,756	<b>Vehicles by all District Staff</b>		Jeannine Snavely - PA	252
		Mary Jane Sokolovske	428	Vehicle # 2743	14,580	Timothy Pick - PL	360
		Joseph J. Straub	1,902	Vehicle # 2672	18,196	Sheila Kockler - PL	918
		Gary Taylor	540	Vehicle # 2704	27,546	Kris DelRocher - PL	90
		Mary Timko	12,622	Vehicle # 2803	21,988	Dyla Bolkema - SX	740
		Patrick Tott	250	Vehicle # 2722	14,486	Deb Fischer - SX	370
		Richard J. Vipond	1706	Vehicle # 2709	43,24	Linda Janssen - SX	70
		Michael S. Walsh	50	Vehicle # 2667	11,862	Rick Priddle - WD	742
		Gary E. Wenell	744	Vehicle Loaner	620	Becky Morehead - WD	400
		Nancy Whittenburg	9,144				
<b>TOTAL MILES FOR REPORTERS</b>	<b>98,662</b>	<b>JUDGES</b>	<b>124,792</b>	<b>TOTAL MILES FOR JCOs</b>	<b>218,405</b>	<b>TOTAL MILES FOR CLERKS</b>	<b>15,346</b>
<b>2007 TOTALS</b>	<b>88,713</b>				<b>195,169</b>		<b>11,497</b>
<b>2006 TOTALS</b>	<b>87,682</b>				<b>192,272</b>		<b>10,989</b>

Table 21

## Judicial Allocation/Population

	2000 Census	% of District Population	% of Co Pop Claiming minority status*	Magistrate(s) Assigned 4-Terms expire July 31, 2009
Buena Vista	20411	6.10%	24.8%	Joshua Walsh
Cherokee	13035	3.90%	2.7%	Dan Meloy
Clay	17372	5.19%	3.2%	Dianne Wallwey
Crawford	16942	5.06%	15.7%	R. Pat Eich - William Ranniger
Dickinson	16424	4.91%	0.7%	
Emmet	11027	3.30%	7.0%	John Kauer
Ida	7837	2.34%	1.5%	Laurel Boerner
Kossuth	17163	5.13%	2.0%	Mark Laddusaw
Lyon	11763	3.52%	1.4%	Francis Honrath
Monona	10020	2.99%	2.3%	Gary Taylor
O'Brien	15102	4.51%	3.8%	Jeffrey Queck
Osceola	7003	2.09%	3.8%	Fred Year
Palo Alto	10147	3.03%	2.2%	
Plymouth	24849	7.43%	3.2%	
Sioux	31586	9.44%	5.3 %	Dan Pluim
Woodbury	103877	31.05%	22.10%	Stephanie Forker Parry Patrick Tott
<b>District Total</b>	<b>334558</b>	<b>100.00%</b>		<b>14 Magistrates</b>

\* 2000 Census reporting rules allow respondents to select more than one race. Some portion of the population represented below may also claim to be white or multiple other ethnicities.

This compares to 9.1% of all Iowans claiming a minority status and a USA population of 24.9%.

DISTRICT COURT JUDGES	SENIOR JUDGES
Hon. Duane E. Hoffmeyer, Chief Judge	Hon. Patrick McCormick
Hon. John D. Ackerman	Hon. Frank B. Nelson
Hon. Steven J. Andreasen	Hon. Richard J. Vipond
Hon. Patrick M. Carr	Hon. Michael S. Walsh
Hon. Don E. Courtney	
Hon. John P. Duffy	
Hon. Edward A. Jacobson	
Hon. David A. Lester	
Hon. Jeffrey A. Neary	

Table 21

Hon. James D. Scott Hon. Mary Jane Sokolovske Hon. Gary E. Wenell Hon. Nancy L. Whittenberg	
13 District Judges	4 Senior Judges

DISTRICT ASSOCIATE JUDGES	COUNTIES REGULARLY ASSIGNED TO
Hon. Donald J. Bormann	Kossuth - Palo Alto - Emmet
Hon. Robert J. Dull	Plymouth - Sioux - Lyon
Hon. Todd A. Hensley	Woodbury- Monona
Hon. Timothy T. Jarman	Woodbury
Hon. David C. Larson	Dickinson - O'Brien (Juvenile)- Osceola
Hon. John Nelson	Woodbury
Hon. Donavon Schaefer	Buena Vista -Cherokee – Clay - O'Brien (Criminal) Crawford (Juvenile)
7 District Associate Judges	

ASSOCIATE JUVENILE JUDGES	COUNTIES REGULARLY ASSIGNED TO
Hon. Brian L. Michaelson	Woodbury - Plymouth - Sioux
Hon. Mary L. Timko	Buena Vista - Cherokee – Ida - Woodbury
2 Associate Juvenile Judges	

### 2008 Changes

Judge Duane E. Hoffmeyer became chief judge January 1, 2008.  
 Senior Judge Charles Barlow retired October 2, 2008  
 Senior Judge Robert Clem retired December 31, 2008  
 Senior Judge Joseph Straub retired May 5, 2008